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C.F.71.

1939.

Department of Revenue

OFFICE Board of Revenue

STATION Madras

Rig No.	2193
Dated	8.5.1939

B.E 031.33

DESP

s in the file

(SUBJECT.)

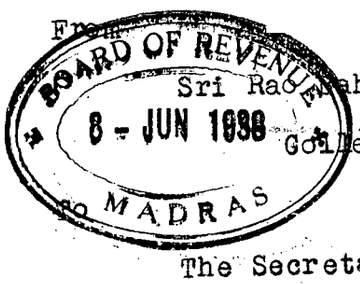
Alienation - Land - Rev - Public ... - Sompu ...
Pudipi taluk - Shivalli village - ... 67-2B -
Public cremation ground - Pudipi ...

Ref.C.No.1992-38-B3.

South Kanara Collector's Office,
Camp: Udipi, 3rd June 1938.

From

Sri Rao Bahadur M. V. Vellodi, B.A.,
Collector of South Kanara.



To

The Secretary to the Board of Revenue,
Land Revenue and Settlement, Madras.

Sir,

ALIENATION - Land and Revenue - Udipi Taluk - Shivalli village - S.No.67/2B - public cremation ground - Udipi Municipal Council - proposal -

I enclose herein applications for the alienation of land and revenue in respect of S.No.67/2B of Shivalli village, Udipi Taluk in favour of the Udipi Municipality for the purpose of a public cremation ground. The plot measures 1.60 acres and stands registered as cremation ground poramboke for Hindus. It lies outside the limits of the Udipi Municipality but the Municipal Council in its resolution No. 31 dated 30.8.37 copy enclosed, has resolved to get it alienated with a view to maintain it as a public cremation ground. The District Health Officer, South Kanara has approved of the site.

2. The plot is devoid of tree-growth but contains mud walls on three sides and an incomplete well. The improvements are reported to value about Rs.150/- and were raised with public subscriptions.

3. I enclose a copy of the resolution No.17/27.5.38 of the Municipal Council accepting the conditions offered in my letter dated 3.5.38, copy enclosed and a sketch of the plot.

For Collector.

Encl: 1. Copy of resolution dated 30.8.37.
2. Do. dated 27.5.38.
3. Collector's letter dated 3.5.38.
4. Sketch.

Application for the alienation of Land in which the ------ proprietary right belongs to the State.

District - South Kanara.

1. Description and area.	S.No.67/2B of Shivalli village, Udipi Taluk measuring 1.60 acres registered as Poramboke.
2. Market value.	Rs.320/-
3. Alienees and purpose of alienation.	The Udipi Municipal Council for a public cremation ground.
4. Collector's remarks.	Recommended.

South Kanara Collector's Office,
Camp: Udipi, dated 3rd June 38.

For Collector.

Application for the alienation of Land Revenue payable to Government.
(Standing Order No. 24, Paragraph 17)

District - South Kanara.

1.	Description and area.	S.No.67/2B measuring 1.60 acres in Shivalli village, Udipi Taluk, registered as Poramboke.
2.	(a) Annual assessment.	(a) Re.1.10.0
	(b) Capitalised value (25 times assessment)	(b) Rs.40-10-0
3.	Alienees and purpose of alienation.	The Udipi Municipal Council for a public cremation ground.
	Collector's remarks.	Recommended.

South Kanara Collector's Office,
Camp: Udipi, dated 3rd June 38.

For Collector.

6.6.38.

Application for the alienation or Land in which the ------ proprietary right belongs to the State.

District - South Kanara.

1. Description and area.	S.No.67/2B of Shivalli village, Udipi Taluk measuring 1.60 acres registered as Poramboke.
2. Market value.	Rs.320/-
3. Alienees and purpose of alienation.	The Udipi Municipal Council for a public cremation ground.
4. Collector's remarks.	Recommended.

South Kanara Collector's Office,

Camp: Udipi, dated 3rd June 38.

For Collector.

6-6-38

Application for the alienation of Land Revenue payable to Government.
(Standing Order No. 24, Paragraph 17)

District - South Kanara.

1.	Description and area.	S.No.67/2B measuring 1.60 acres in Shivalli village, Udipi Taluk, registered as Poramboke.
2.	(a) Annual assessment.	(a) Re.1.10.0
	(b) Capitalised value (25 times assessment)	(b) Rs.40-10-0
3.	Alienees and purpose of alienation.	The Udipi Municipal Council for a public cremation ground.
4.	Collector's remarks.	Recommended.

South Kanara Collector's Office,
Camp: Udipi, dated 3rd June 38.

For Collector.

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 30-8-37.

xx xx xx

31. Read note dated 13-7-37 of the Chairman stating that as the plot S.No.67/2B of Shivalli village which is reserved for Kunjibettu cremation ground lies outside the Municipality and that the paper may be placed again before the Council for consideration.

Also Municipal Council Resolution No.9 dated 8-7-1937.

"Request the Collector to alienate and the Government to permit expenditure outside Municipality."

xx xx

Sd/- A.Laxminarayana Rao,
Chairman, M.C.

True Extract.

Sd/- M.Narayana Shenoy,
Commissioner, U.M.

/True copy/

For Collector.

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 27-5-38.

xx xx xx

17. Read letter ref. C.No. 1992-38-B3 dated 3-5-38 of the Collector of South Kanara requesting to be informed if the Council is willing to abide by the conditions of alienation in respect of plot S.No.67/2B of Shivalli village for a public cremation ground.

Read also Municipal Council Resolution No. 9 dated 8.7.37.

"Agreed."

xx xx xx

Sd/- A. Laxminarayana Rao,
Chairman. M.C.

/True copy/

For Collector.

6-6-38

Letter-from the Collector of South Kanara, Mangalore.
To-the Commissioner, Udipi Municipality, Udipi.
Dated-Mangalore, 3rd May 1938.
No.-Ref.C.1992-38-B3.

******

Alienation - Land and Revenue - Udipi Taluk - Shivalli village - S.No.67/2B - Udipi Municipal Council - public cremation ground - conditions offered.

******

Reference: Your letter R.O.C.No.2298-38, dated 29.3.1938.

******

With regard to your request for the alienation of S.No.67/2B of Shivalli village, Udipi Taluk for a public cremation ground, I request you to send me a copy of the resolution of your Municipal Council agreeing to abide by the conditions mentioned in the appendix.

(True Copy)

For Collector.

6.6.38.

Appendix

The land shall be used for the purposes of a public ground and for no other purposes.

Particulars of land.	
1. Taluk - Udipi	2. No buildings other than those necessary for the use of the land as a cremation ground shall be erected on the land without the previous permission of the Collector.
2. Village - Shivalli.	
3. S.No. - 67-2B.	
4. Extent - 1.60	
5. Assessment -	

3. The Government may resume the land wholly or in part with any buildings thereon in the event of the infringement of any of the conditions of the grant. In the event of such resumption, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land, the Government may direct the grantee to remove them.

4. The Government may resume the land wholly or in part with any buildings thereon, if in the opinion of the Government, the land is required for a public purpose or for conducting mining operations.

5. In the event of resumption or acquisition of the plot for any reason, no compensation shall be payable for any buildings erected without permission.

6. In the event of resumption under condition 4, if there are buildings on the land, the Government may at their option either -

(a) purchase the buildings or

(b) direct the grantee to remove the buildings.

7. In the event of the resumption of the land followed by the purchase of buildings under condition 6 or in the event of the acquisition of the land for any reason, the compensation payable for buildings or other improvements shall in no case exceed the initial cost or the value at the time of re-

sumption or acquisition whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

8. In the event of the grantee refusing to remove the buildings when so directed under conditions 3 or 6, the Government may remove them and realise the cost of removal by the sale of the materials.

9. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee.

10. No rent or fees shall be levied for the use of the land. The land shall be exempt from the payment of land revenue so long as no rent or fees are levied. Full assessment shall be levied if at any time it is found that the grantee levies any rent or fees for the use of the land.

omitted in view of condition 10 above

Sd/- H. V. Vellodi,
3.5.1938.
Collector.

(True Copy)

For Collector.

Index 19.

Survey & sub D no	Kissan Kadim of Hosapam	No & name of the Pattadar	Remarks.
1	2 3	4	5
69	Paramboke.		Road
67 1A	G.R.	Kks 5/16.04	Pattamma.
1A	"	" 5/16.05	Gangaiah Panjarshy.
1C	"	" 663/3	Channa.
D	A.W.	Reserved for dep. classes.	
E	Aw.	Reserved for dep. classes.	
305 2	dry	229	Bandaru Jagannatha Shetty.
67 2A	Par	Burial ground for Muslims	
2B.	Par	Burial ground for Hindus.	

Pattamma
19.4.38 RD.

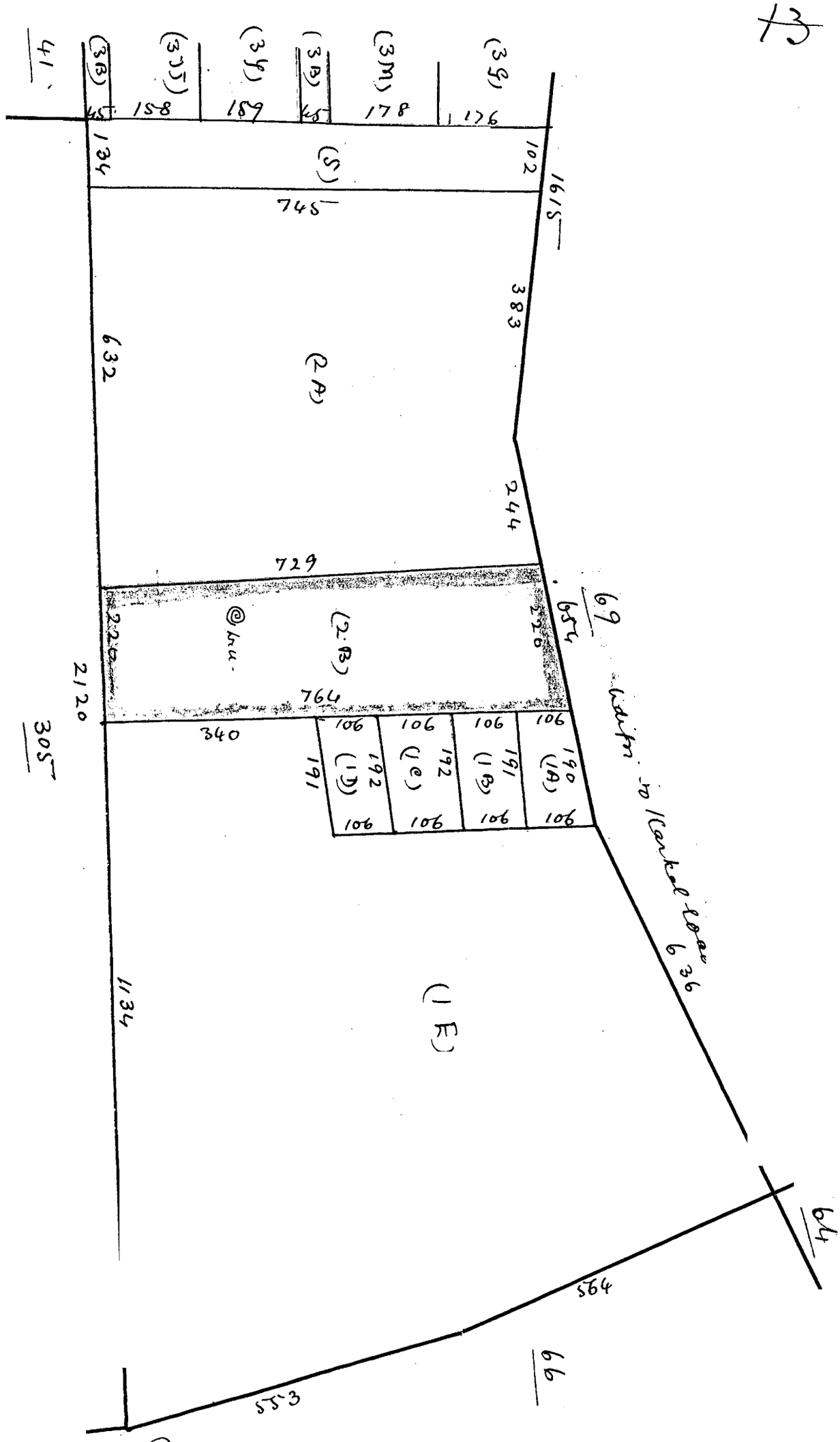
Tahsildar

District N. Kanara
Taluk Sedashi

Field no 67
Syeshta

2/ Village no 77
name Shiralli

43



Ch. 4.38
Sh. Halli Sky

Scale 1/2" = 1 chain.

A.S.(Ln)

27/15.6.38 [Mr. J.F.H]

Draft.

Alienation - land to Rev. (S. Kanara)

Indipatan - Shivalli vge - S. no. 67/2B - Public cremation ground - Mfl council, Indipatan

B. 4313 - From the Coll. of S. Kanara - Ref no. 1552-38-B3 dated 3-6-38 ——— Q

16/6 MR

20 JUN 1938

W

Ulep B. 4313-38-1 of 15.6.38.

hre plcy

With reference to para 2 of his letter cited above the Coll is requested to obtain the consent of the Mfl council to the special conditions relating to the alienation of buildings specified in B.P. No. 86 Press of 16-8-28.

Slip 15 16/6 15/6

Vide ... not found up

2. The Coll is also requested to obtain the consent of the Mfl council to the following addl conditions:—

(1) The market value of the land shall be collected if at any time it is found that the alienee derives a substantial income

from it. 28

(2) The Govt reserve to themselves the right to all sandalwood trees & their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land & the Govt shall be at liberty to cut or dig out any such trees ~~or~~ & their roots and branches & remove them from the land & dispose of them at their pleasure.

(3) The alienee shall take all reasonable measures to the satisfaction of the Coll of the Dt for the protection of the sandalwood trees from theft or damage & for the careful protection of the immature trees growing on the land.

(4) The alienee shall take steps to see that the marks made by the officers of the Govt on the sandalwood trees are preserved & are not tampered with.

(5)

(5) In the event of the infringement of, or failure to observe, any of the conditions (2) (3) (4), the alience shall pay to the Govt such compensation as is determined by the Collr of the Dt for any loss or damage caused by such infringement or failure on his part. The Govt shall also be at liberty to resume the land and re-enter on it & the whole land shall thereupon vest absolutely in the Govt. In that case the alience shall not be entitled to any compensation whatever.

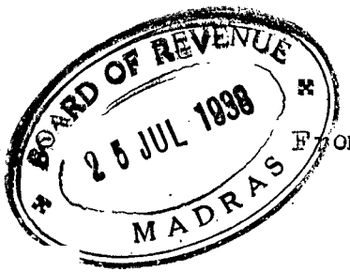
18/
11/6
Cy
13/6

BM
15638

To the Collr of S. Kanara

81 B(S357)

Ref.C.No.B3-1992-38. South Kanara Collector's Office,
Mangalore, 21st July 1938.



From

Sri Rao Bahadur M. V. Vellodi, B.A.,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue & Settlement,
M a d r a s.

Sir,

Alienation - Land and Revenue - Udipi Taluk - Shivalli village - S.No.67/2B - public cremation ground - Municipal Council, Udipi - further report.

****

Reference: Board's Ref.B.No.4313-38-1, dated 15.6.38.

******

I enclose herein a copy of resolution No.15, dated 13.7.1938 of Municipal Council, Udipi accepting the further conditions.

For Collector.

22.7.38.

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 13.7.1938.

******

xx xx xx

15. Read letter Ref.C.No.B3-1992/38, dated 23.6.38 of the Collector of South Kanara requesting to be informed if the Council is prepared to abide by the further conditions of alienation in respect of plot S.No.67/2B of ----- Shivalli village for a public cremation ground.

Read also Municipal Council Resolution No.17, dated 27.5.1938.

******

"Agreed."

xx xx xx

Sd/- A.Laxminarayana Rao,
Chairman, M.C.

(True Extract)

Sd/- xx xx xx
Commissioner, U.M.

(True Copy)

For Collector.

22.7.38.

E5784 37

Ref.C.No.1992-38-B3.

South Kanara Collector's Office,

Camp Udipi, 22nd Septr. 1938.

Sri Rao Bahadur M. V. Vellodi, B.A.,

Collector of South Kanara.

To

The Secretary to the

Board of Revenue,

M a d r a s.

Sir,

Alienation - Land and Revenue - Udipi Taluk - Shivalli village - S.No.67/2B - public cremation ground - Municipal Council, Udipi - Further report.

*****

pp 35.36 Reference: Board's Ref.B.4313-38-2, dated 8.8.1938.

*****

enclose a copy of resolution No.38, dated 12.9.1938 of the Municipal Council, Udipi agreeing to abide by the amended condition No.10 mentioned in the Board's above Reference and communicated in my letter, dated 14.8.1938. An extract of t condition agreed to is enclosed.

P. 39

For Collector.

24.9.38

37

Extract from the proceedings of the meeting of the Municipal Council, Udipi, dated 12.9.1938.

*****

xx xx xx

38. Read letter Ref.C.No.1992/38-B3, dated 14.8.1938 of the Collector of South Kanara requesting to be informed if the Council is prepared to abide by the amended condition No.10 for alienation of plot S.No.67/2B of Shivalli village for a public cremation ground.

Read also Municipal Council Resolution No.34, dated 19.8.1938.

"Agreed

xx xx xx

Sd/- A.Laxminarayana Rao,
Chairman, M.C.

(True Extract)

Sd/- xx xx xx
Commissioner, U.M.
15.9.1938.

(True Copy) 1/2

For Collector.
24.9.38.

Extract of condition attached to this office letter Ref.C.No.1992-38/B3, dated 14.8.1938 to the Commissioner, Udipi Municipality.

*****

"Full land revenue shall be levied if at any time any rent or fees are charged for the use of the cremation ground or if any of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement".

(True Extract)

2/2

For Collector.
24.9.38.

4313 (Mr Fmd) 41

C.F. 16.

DRAFT FOR APPROVAL.

	Date:	Initials:
When received for fair copying	20.10	DS
When copied	21/10	
When examined		
When signed		
When despatched	26 OCT 1938	

SUBJECT:— Alienation - Land Revenue (South Kanara) Udupi taluk - Shirvalli village - S.No. 67/2B - Public cremation ground - Udupi Municipal Council -

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO*:—

No. _____ From the _____ No. _____ dated _____ 19____.

file 1/ " B43/38 " Collr. of S Kanara. " C-1992-38-B3 " 3.6.38 "

" _____ " _____ " _____ " _____ 19____.

Order / Resolution — Ms. / Rout. No. Refer B/E. 4313-38. 3 dated 19.10.38. 19____.

On his letter cited above, the Collector has reported that the land applied for is registered as cremation ground paramboke for Hindus and the present proposal is for the use of the site as a public cremation ground. The Collector is requested to report whether there is a separate cremation or burial ground for the depressed classes, muhammedans and christians and if not, whether the cremation ground in question will be used by the general public, including members of

BOARD OF REVENUE
9 JAN 1939
MADRAS

43 8177

Ref.C.No.1992-38-B1 South Kanara Collector's Office,
Mangalore, dated 5th January 1939.

From

Sri Diwan Bahadur M. V. Vellodi, B.A.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
M A D R A S.

Sir,

Alienation - Land and Revenue - South Kanara - Udipi Taluk - Shivalli village - Public cremation ground - S.No.67/2B- Municipal Council, Udipi - Proposal - Further report -
Ref:- Board's Refce.B.No.4313-38 dated 19.10.1938.

I enclose a copy of resolution No.9 dated 20.12.38 of the Municipal Council, Udipi. There is a separate burial ground in the village for the Muhammadans. The Christians too have got separate burial grounds attached to their Churches. The plot in question will be used by the Hindus in general including the (Depressed) Scheduled Classes.

For Collector.

HR/6.1.

6.1.39

Extract from the Proceedings of the meeting of the Municipal Council, Udipi, held on the 20th December 1938.

***

xx xx xx

9. Read N.Ref. B2-9270/38 dated 26-11-1938 of the Tahsildar requesting to be informed whether S.No.67/2B of Shivalli proposed for a public cremation ground will be used by depressed classes and whether there will be objection from other caste Hindus.

Read also Municipal Council Resolution No.38 dated 12-9-38.

"No objection."

xx xx xx

Sd/- A. Laxminarayana Rao,
Chairman, M.C.

/True Extract/

Sd/- xx xx
Commissioner.

/True copy/

For Collector.

HR/6.1.

Full Board

L1

Alienation- Land- Revenue- Buildings-

(South Kanara) Udipi Taluk

Shivalli Village ~~Town~~ S.No. 67/2B - Public Cremation ground - Udipi Municipal council - Sanctioned

~~Recommended~~
sanctioned

E.177-39 Q p.43 ef

Mis 29/3/39

~~Reference~~
Resolution

~~At the instance of the Collector of~~

The Board ~~recommends~~ sanctions the alienation of the plot of land comprised in S. No. 67-2B of Shivalli Village Udipi taluk measuring Ac. 1.60 in favour of the Municipal council, Udipi for use as the site of a public cremation ground.

2. The alienation will be free of charge for the occupancy right and free of assessment / ~~ground rent~~ but ~~subject to assessment which will be liable to revision and subject to the payment of Rs. being the value of the trees standing on the land and~~ subject also to the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of a public cremation ground and for no other purpose.

(2) No ~~other~~ building other than those necy. for use of the land as a cremation ground shall be constructed on the land without the previous permission of the Collector of the district.

(3) ~~No rent or fees shall be levied for the use of the land.~~ The municipal Council shall maintain the wall in good condition. Such repairs as the Coll. of the Dr. may consider necessary from time to time shall be executed by the grantee within such time as the Coll. may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Coll and the cost thereof recovered from the grantee.

(4) no alterations other than those necy. to keep the wall in good condition shall be made to the existing wall nor shall any new structures be erected without the previous permission of the Coll.

(5) No rent or fees shall be levied for the use of the land.

(4) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee (~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~). If there are buildings on the land, the Government may direct the grantee to remove them.

(5) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. (~~In the event of such resumption or in the event of the acquisition of the land for any reasons~~, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition ~~whichever may be le~~

(6) In the event of sumption under condition (5) if there are buildings on the land the Government may at their option either,

(a) purchase the buildings, or
(b) direct the grantee to remove the buildings.

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (6(a)) or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed (~~the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less together with~~) the

53

the initial cost or the value at the time of resumption or acquisition, which ever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings on the land or constructed in contravention of conditions(2). ~~2~~ (4) notwithstanding

(10 ~~8~~) In the event of the grantee refusing to remove the buildings when so directed under condition (~~4~~ (6)) or ~~(6)~~ (8) (4) the Government may remove them and realise the cost of removal by the sale of the materials

(~~9~~ 11) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the gr~~

(12) ~~10~~ The ~~e~~ annual value of the land shall be collected from the grantee ~~p~~ at any time it is found that the grantee derives a substantial income from the land per

(13) (14) Full land revenue shall be levied if at any time any income is derived from the land or if any ~~of the conditions~~ of the conditions of the alienation are infringed. In the latter case the land revenue shall be levied from the date of the infringement

To the Secretary to Government,
Revenue Department, with alienation statements
(pages) to be copied & sent) & sketches
(pages) in original)

~~To the Collector of:~~

(12) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(13) The alienee shall take all reasonable measures the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(14) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with and

(15) In the event of the infringement of, or failure to observe, any of the conditions (12) to (14), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alinee shall not be entitled to any compensation whatever.

Lm 27139

27139

To the esstr. of Skanawadi with encls (pp. 23-26 of in ogl)

A.S(41)

Note file

Alienation - Land Rev. (S. Kanara) - Kadipi TK - Shivalli Vga - Sy no 67/2B - Public cremation ground - Mfl council, Kadipi.

pp1-2 of — R. 4313 - Frontier Coll's Ref 1552-38 of 3-6-38

pp27-28 of — BD's Ref R. 4313-38-1 of 15-6-38

p 31 of — B. 5357 - Coll's letter Ref 1552-38 of 21-7-38

To Asst Secy.

Re. Coll's letter at p 31 of in reply thereto BD's Report pp 27-28 of In view of the recent order of the Govt in Govt to the Govt's alienation proposed by the Coll at p 18 of may be amended as proposed in the draft the Coll may be asked to obtain the consent of the Mfl council to the Govt as amended.

p 18 of

Draft submd.

18/
4/8

MRS

6/8/38

Bdis Refee B.43|38.2 & 8.5.38. P.354
E 5784 [Coll. of S Kanara C.19923B3 29.9.38] P37 of ASUR)

S.no. 67|2B of Shivalli vge. Udipi taluk measuring 1.60 acres is proposed for alienation in favour of the Udipi Municipal Council for a public Cremation ground. It stands shown at p. 21 lies outside the Municipal limits and is registered as Cremations ground for ambore for Hindus. The Municipal Council proposes to maintain it as a public Cremation ground. The Dt. Health officer has approved of the scn.

P1 of

P1 of

The proposal is complete and the Municipal Council has agreed to abide by the necy conditions of the alienation. As the extent proposed exceeds 1 acre, the proposals for the alienation of land free of market value and of Land revenue may be recommended to the Govt. (Note from P.2 of above to be read)

For G.O. The Dept is registered as Cremation ground for ambore for Hindus. After alienation it is to be used as "public cremation ground. Though Cremation is resorted to only by the Hindus, Muhammadans & Xians may not use it

B.P. No. Mis 293

Dated. 28.1.39

~~Single Member~~

Two Members.

Full Board.

I-A	A.D.S. & L.R.	Asst. Secretary. L.R.	Sett.	Sep. Rev.	J.S.	Secy.	M/3	M/2	M/1

---

(1) Open file seen by

(2) Final draft seen by

(3) Now circulated to

(4) Initials

Passed for record,

Secretary /
~~Joint Secretary.~~

A.S. (L.R.) 14/5/39

A.S. (Sett).

A.S. (Sep. Rev.)

A.D.S. & L.R.

I-A.

** Note-- Entries not required to be scored out.